



**SHREWSBURY CONSERVATION COMMISSION
SHREWSBURY, MASSACHUSETTS**

MINUTES

Regular Meeting: September 16, 2003 - 7:00 P.M.

Location: Selectmen's Hearing Room - Municipal Office Building

Present: John J. Ostrosky, Chairman
Robert P. Jacques, Vice-Chairman
Patricia M. Banks
Kenneth F. Polito

Absent: Dorbert A. Thomas, Clerk
John D. Perreault, Town Engineer

Also Present: Brad Stone, Agent

Mr. Ostrosky opened the meeting at 7:00 P.M.

1. Review and Approve Minutes

The Conservation Commission noted that Minutes are still being worked on and will be ready for approval at a future meeting.

2. Signed bills.

3. Meetings and Hearings – 7:05 P.M.

285-1215 Continued –Public Hearing regarding the Notice of Intent filed by Catherine and William Peters for the construction of a swimming pool at 10 Weagle Farm Road

Mr. Jacques opened the hearing. Mr. Ostrosky abstained from the hearing. Attending the hearing were Catherine and William Peters – the homeowners, and Peter Bemis – the engineer from Engineering Design Consultants. See Hearing below (285-1236 Stonybrook Farm) for additional notes.

The Peters said they are willing to take part in the replication plan of Cutler-Brown. Mr. Bemis said the crossing point will be 21 feet to new replication area.

Mr. Jacques said he wants to put some kind of buffer to wetland area. Mr. Bemis suggested natural landscaping.

There was discussion of timing of work. Mr. Bemis said he would like to disturb the Peters' property only once.

Mr. Jacques said they can condition the Order of Conditions the same way as the Stonybrook filing (below: 285-1236)

Mr. Jacques officially closed the hearing.

285-1236 Public Hearing regarding the Notice of Intent filed by Cutler Brown Realty Trust for the construction of a wetland replication area on the Phase I and Phase II Open Space Parcel at the Stonybrook Farm Subdivision

Attending the hearing was Peter Bemis – the engineer from Engineering Design Consultants.

Mr. Bemis said they are proposing to replicate about four times what was displaced and help create a community open space entity. He said he feels concerns have been met and would like to close the hearing and possibly catch some growing season now.

Mrs. Banks expressed concern that there was no documentation that there was legal approval for them to BE on homeowners' properties. Mr. Bemis said a condition could be put in the Order that he needs to produce paperwork that allows them to go on homeowners' properties.

Mr. Jacques said he would also like to put a condition regarding the Planning Board vote.

Mr. Ostrosky officially closed the hearing.

285-** Continued – Public Hearing regarding the Notice of Intent filed by Matthew & Christine Howard for the construction of a paved roadway and single family house at 100 Prospect Street and Howe Road**

Attending the hearing was John M. Grenier – the engineer from J.M. Grenier Associates.

Mr. Grenier said he made some revisions. He said the single family home will be to the rear of the lot. He said they want to extend and improve the right-of-way, and they need to improve drainage. He said he also moved the emergency turn-around.

Mr. Grenier said they have made the changes requested by the Planning Board and these changes are included in these new plans.

285-1235 Continued – Public Hearing regarding the Notice of Intent filed by Diane Russell for the construction of a single family home, garage, and utilities at 32 Clews Street

Attending the hearing was Christian Farland – the engineer from Dunn McKenzie, Inc. Mr. Farland said the ANR was approved and the only change was a property line, so it does go further into the wetland, but the limit of work stays the same.

He said they will use silt fence and retaining wall. He said the house is about 50 feet away and the septic system is about 100 feet away from the wetland area.

Mr. Ostrosky and Mr. Polito commented that something should go in the Order of Conditions for a barrier.

Mr. Ostrosky officially closed the hearing.

285-1237 Continued – Public Hearing regarding the Notice of Intent filed by Peris and sons Builders, Inc. for the construction of a single family home at Lot 3 Brook Street, Shrewsbury Assessors Plate 43, Plot 19

John M. Grenier – the engineer from J.M. Grenier Associates, attended the hearing. Mr. Grenier said he made some changes since the last meeting.

Mr. Grenier said he originally was proposing to fill 485 feet of wetland area, but has since made some changes and has talked to Mr. Stone about them:

- 1) 204 sq. ft. of fill to create about an 18 foot buffer
- 2) 832 replication area
- 3) proposing natural plantings.

Mr. Jacques said he is wondering why the house isn't turned or downsized. Mr. Grenier said this is in keeping with the rest of the area. There was discussion of why this house has to be the way it is in size and placement and why there needs to be fill.

Barry Kneeland, 34 Book Street, expressed concern for three houses being built, and concern of tree cutting. He asked that a condition be put in Order of Conditions about tree cutting. Mr. Jacques said he's not sure how that would be enforced. Mr. Ostrosky said they really can't put a condition for tree cutting, but there is nothing stopping the homeowner from dealing with the builder.

Sherman Wetherbe, 507 South Street, expressed concern that there are three houses where maybe it should be two houses.

Scott Ladner, 515 South Street, asked that more haybales be put out there before a storm.

Mr. Ostrosky asked Mr. Grenier to make call to the developer to get that done and then confirm with Mr. Stone that it was done, and it can be inspected.

Mr. Grenier said he would like to close Lot #2 (285-1241) and asked for a continuance on Lot #3.

Mr. Ostrosky continued the hearing to October 21, 2003.

285-** Continued – Public Hearing regarding the Notice of Intent filed by South Street Realty Trust for the construction and conversion of an existing building into a private school, the construction of a meeting hall, an addition, two residential units, all associated parking lots, drainage facilities and utilities at 435 South Street**

Attending the hearing was James Tetreault – the engineer from Thompson & Liston. He addressed some of the issues that came up at the last meeting, which Mr. Healy attended for him, and he took some notes.

Mr. Tetreault said they are using a vortechs system, and reviewed the maintenance plan and provided additional drainage calculations. He said they received Board of Health approval.

Mr. Tetreault addressed the phone call from Mr. Stone, who said there was work going on in South Street within buffer area across the street. He said haybales have been brought out and apologized for the problems with the signal crossing.

Mr. Stone reviewed the flagging. Mr. Jacques said he felt there needs to be some adjustments to the maintenance plan of the vortechs system to state a more definitive plan.

Mr. Ostrosky officially closed the hearing.

285-1240 Public hearing regarding the Notice of Intent filed by Joseph & Catherine Carroca for the construction of a swimming pool at 58 Hillando Drive

Attending the hearing was Bob Murphy – the engineer, and Catherine Carroco – the homeowner.

Mr. Murphy said this filing was for construction of a swimming pool. He said there will be no work in the wetland area, as the wetland area is actually in someone else's property, but there will be work in the buffer. He said they should end up with 30-35 feet of buffer of no disturbance area.

Mr. Ostrosky officially closed the hearing.

285-1242 Public Hearing regarding the Notice of Intent filed by Daniel Laba for the construction of a foundation wall at 22 Norcross Point

Attending the hearing was Wayne Chouinard – the engineer, and Daniel Laba – the homeowner.

Mr. Chouinard said the homeowner needs to construct more support for a proposed second floor onto the existing house. He said the building is currently on sonar tubes. He said there will be no added work in the buffer/wetland area.

Mr. Ostrosky officially closed the hearing.

285-1241 Public Hearing regarding the Notice of Intent filed by Peris & Sons Builders, Inc. for the construction of a single family home at Lot 2 Brook Street, Shrewsbury Assessors Plate 43, Plot 18

Attending the hearing was John M. Grenier – the engineer from J.M. Grenier Associates. He said there is smaller grading, no walk-out, and there is 60 feet to the buffer zone, with grass yard in the rear, and said only the corner of the house is in the buffer zone. He said they will extend sewer.

Mr. Jacques commented that the same size house that is on Lot #1 could be put on Lot #2 and there would be about 20 feet to the wetland and there would be no fill.

Mr. Grenier said he would like to close Lot #2 and asked for a continuance on Lot #3 (285-1237).

Mr. Ostrosky continued this hearing to October 21, 2003.

4. New Business

a. Discussed/Signed Draft Orders of Conditions and Requests for Determination of Applicability

285-1226 15 Lamplighter Drive – conditionally approved

(Mr. Ostrosky abstained from the vote)

285-1236 Stonybrook Farm Open Space – conditionally approved

(Mr. Ostrosky abstained from the vote)

285-** 100 Pospect Street & Howe Road – continued**

285-1235 32 Clews Street – conditionally approved

285-1237 Lot 3 Brook Street – continued

285-** 435 South Street – conditionally approved**

285-1240 58 Hillando Drive – conditionally approved

285-1242 22 Norcross Point – conditionally approved

285-1241 Lot 2 Brook Street – conditionally approved

b. Discussed Enforcement Order, 2 Flanagan Drive

Attending the discussion were Ed Drelinger – the developer, and Desheng Wang – the engineer, who resides at 7 Hawthorne Road. Mr. Stone gave history of trying to get site stabilized. Dr. Wang explained conditions and give recommendation. He said most of the work is in place now.

Mr. Polito asked if haybales can be put along the silt fence line.

Ken Milley, 105 Francis Avenue, said the detention pond is full, submitted photos of the area, and expressed several concerns.

Mr. Ostrosky said they need to identify the problem, talk to abutting homeowners, and come up with a solution to correct it. The Commission agreed that Mr. Stone and Dr. Wang should meet in the field to come up with a punch list.

Mr. Ostrosky continued this discussion to October 21, 2003.

5. Old Business

a. Discussed Signed Certificates of Compliance

285-1041 Lot 9 Trillium Wood

285-632 23 Redland Road

285-285 Winchester Estates (Reissue)

285-708 21 Blackthorn Road

6. Correspondence

7. Miscellaneous

a) Aspen Road Bond Release

Mr. Stone said work has been completed out there, and Mr. Santos is asking for release of the bond he put with the town. The Commission voted to release the bond.

The meeting adjourned at 10:00 p.m.

Respectfully Submitted,

Annette W. Rebovich